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DISTRICT OF NEVADA

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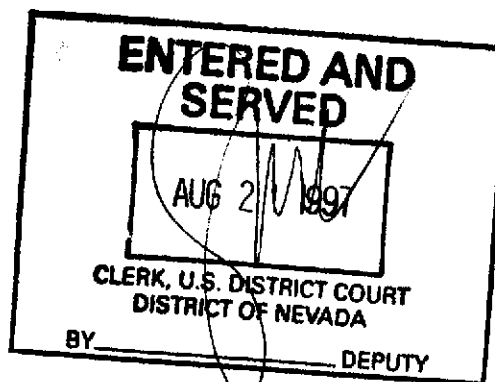
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10 Attorneys for Plaintiff



11
12 UNITED STATES DISTRICT COURT
13 DISTRICT OF NEVADA

14 FEDERAL TRADE COMMISSION,

15 Plaintiff,

16 v.

17 DAYTON FAMILY PRODUCTIONS, INC., et al.

18 Defendants.
19

CV-S-97-00750-PMP (LRL)

STIPULATION TO MODIFY
FREEZE OF DEFENDANT
JOHN RUBBICO'S ASSETS

20 WHEREAS on July 31, 1997, the Court entered a preliminary injunction order that
21 freezes the assets of defendant John Rubbico;

22 WHEREAS Paragraph III.E of the preliminary injunction order provides that "after prior
23 written approval by the [Federal Trade] Commission ..., defendant John Rubbico may pay from
24 his individual personal funds reasonable, usual, ordinary, and necessary living expenses; and

25 WHEREAS defendant Rubbico has a personal bank account (#120063177) at Nevada
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1 State Bank in Las Vegas, Nevada;

2 IT IS HEREBY STIPULATED AND AGREED that:

3 1. Nevada State Bank account #120063177 shall be unfrozen;

4 2. Defendant Rubbico shall deposit all money (including loans, gifts, and earnings)
5 he receives into Nevada State Bank account #120063177 within one day of such receipt;

6 3. Defendant Rubbico shall provide Commission attorney Gregg Shapiro a copy of
7 all bank statements and canceled checks for Nevada State Bank account #120063177 within three
8 days of receipt by defendant Rubbico;

9 4. Defendant Rubbico may withdraw no more than \$800 per week from Nevada
10 State Bank account #120063177;

11 5. Defendant Rubbico shall use all funds withdrawn from Nevada State Bank
12 account #120063177 only to pay reasonable, usual, ordinary, and necessary living expenses; and

13 6. Except as provided in this stipulation, all of defendant Rubbico's assets remain
14 frozen pursuant to Paragraph III of the preliminary injunction.

1 By signing this stipulation, defendant Rubbico agrees to abide by its terms. Defendant
2 Rubbico understands that violation of the terms of the stipulation would constitute grounds for a
3 finding that he is in contempt of court. Defendant Rubbico further understands that contempt of
4 court can result in criminal penalties, including a prison sentence.

5
6 STIPULATED TO:

7
8
9 DATED: 8-18-97

for Blaine T. Welsh
GREGG SHAPIRO
JEROME M. STEINER, JR
Federal Trade Commission

BLAINE T. WELSH
Assistant United States Attorney

Attorneys for Plaintiff

10
11
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13
14
15 DATED: 8-18-97

John M. Rubbico
JOHN M. RUBBICO
Defendant, in pro per

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21 IT IS SO ORDERED.

22 DATED: Aug 20, 1997

Philip M. Pro
PHILIP M. PRO
United States District Judge

CERTIFICATE OF SERVICE

FEDERAL TRADE COMMISSION)

Plaintiff,)

v.)

DAYTON FAMILY PRODUCTIONS,)
INC., et al.)

Defendants.)

CV-S-97-00750-PMP (LRL)

The undersigned hereby certifies that she is an employee in the office of the United States Attorney for the District of Nevada and is a person of such age and discretion as to be competent to serve papers.

That on August 18, 1997, she served a copy of the attached **STIPLULATION TO MODIFY FREEZE OF DEFENDANT JOHN RUBBICO'S ASSETS** by placing said copy in a postage paid envelope addressed to the person(s) hereinafter named, at the place(s) and address(es) stated below, which is/are the last known address(es), and by depositing said envelope and contents in the United States mail at 701 East Bridger Avenue, Suite 800, Las Vegas, Nevada 89101-0030

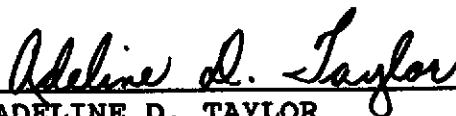
Address(es): Scott M. Cantor
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16 John Rubbico
17 3860 Cotillion Court
18 Las Vegas, NV 89117

19 
20 _____
21 ADELINE D. TAYLOR
22 Legal Secretary
23
24
25
26